

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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:  
JEFFREY PROVENZANO, THOMAS BENJAMIN and  
MONICA AGOSTO, on behalf of themselves and all  
others similarly situated,

Plaintiffs,

-against-

THE THOMSON CORPORATION and WEST  
PUBLISHING CORPORATION d/b/a BARBRI,

Defendants.

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Civil Action No.  
1:07-CV-0746, LEK/RFT

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:  
**DECLARATION OF**  
:  
**THOMAS J. CAHILL**

I, THOMAS J. CAHILL, hereby declare under penalty of perjury as follows:

1. I am a member of Satterlee Stephens Burke & Burke LLP, counsel for defendants The Thomson Corporation and West Publishing Corporation. I make this declaration in support of defendants' Motion to Dismiss.

2. Attached as Exhibit A is a true and correct copy of the Amended Complaint in this action.

3. Attached as Exhibit B is a true and correct copy of the list of candidates (last names beginning with A or B) who passed the New York Bar Examination administered in July 2005. This list was printed from the official website of the New York State Board of Law Examiners, with a URL of [http://www.nybarexam.org/705\\_AB.htm](http://www.nybarexam.org/705_AB.htm), on August 15, 2007. The name "AGOSTO, MONICA MARIE" appears on Page 2 of the listing. The name "BENJAMIN, THOMAS G." appears on Page 9.

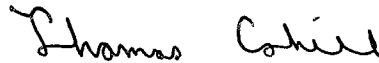
4. Attached as Exhibit C is a true and correct copy of the list of candidates (last names beginning with O through R) who passed the New York Bar Examination administered in July 2006. This list was printed from the official website of the New York State Board of Law

Examiners, with a URL of [http://www.nybarexam.org/706\\_OR.htm](http://www.nybarexam.org/706_OR.htm), on August 15, 2007. The name "PROVENZANO, JEFFREY JOHN" appears on Page 10 of the listing.

5. Attached as Exhibit D is a true and correct copy of a page of information printed from the BAR/BRI website, <http://www.barbri.com>, on August 15, 2007, concerning the New York Bar Exam.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
August 17, 2007

A handwritten signature in cursive script that reads "Thomas Cahill".

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Thomas J. Cahill